

MAY 28 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Reissue Application of:)
 Frese II, et. al.)
 Serial No.: 09/779,177)
 Patent No. 5,909,545)
 Filed: February 8, 2001)
 For: METHOD AND SYSTEM FOR ON DEMAND)
 DOWNLOADING OF MODULE TO ENABLE)
 REMOTE CONTROL OF AN APPLICATION)
 PROGRAM OVER A NETWORK)

) Art Unit: 2153
)
) Examiner: Dung Dinh
)
 RECEIVED
 MAY 30 2003
 Technology Center 2100

DECLARATION OF VINCENT FRESE II UNDER 37 CFR § 1.132

I, Vincent Frese II, declare and state under oath as follows:

1. I am over 21 years of age, of sound mind and body, a joint inventor of the subject matter claimed in the above-identified patent application, and the Chief Executive Officer of the assignee of that application.
2. Since the filing date of the subject patent application in January, 1996, a significant number of commercial products embodying the claimed invention have been introduced to the market by a range of companies representing many millions of dollars in sales revenues, including but not limited to the following:

Webex Corporation

ExpertCity, Inc. (d/b/a GoToMyPC or DesktopStreaming)

Citrix Corporation

Tarantella Corporation

Symantec Corporation

PlaceWare, Inc.

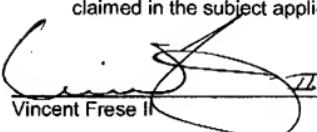
HorizonLive, Inc.

Microsoft Corporation

LANDesk Software

RealVNC Corporation

3. On-demand remote control is a highly advantageous way to implement remote control because the class of application programs for which remote control may be requested is large and constantly changing, and the class of browsers and other systems used to control these applications remotely is also diverse and constantly changing. For this reason, provisioning the browser or other system to perform remote control for a particular application program at the time remote control is requested by downloading a remote control module over a network is a highly efficient, effective and desirable way to implement this capability, resulting in its wide acceptance in the software industry in the United States.
4. Accordingly, I believe that the high level of commercial success experienced by the products listed above is properly attributed, at least in significant part, to the fact that they implement on-demand remote control by downloading a remote control module over a network at the time remote control access is requested, as claimed in the subject application.



Vincent Frese II

5/22/03

Date

STATE OF GEORGIA

Before me, a Notary Public in and for the State of Georgia, on this 22 day of May, 2003, personally appeared **Vincent Frese II**, who being duly sworn, signed and acknowledged the foregoing Declaration as his free act and deed.

(Seal)



NOTARY PUBLIC

My Commission Expires:

Notary Public, Cobb County, Georgia
My Commission Expires January 25, 2007

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